

UNITED STATES COURT OF APPEALS April 8, 2010  
FOR THE TENTH CIRCUIT Elisabeth A. Shumaker  
Clerk of Court

---

MARK JORDAN,

Plaintiff - Appellant,

v.

R. WILEY, Warden, ADX Florence;  
H. LAPPIN, Director, Bureau of  
Prisons; U.S. BUREAU OF PRISONS,

Defendants - Appellees.

No. 09-1492  
(D.C. No. 1:07-CV-00498-MSK-KLM)

---

**ORDER**

---

This matter comes on for consideration of the parties' responses to this court's order of February 4, 2010. In his response, the appellant moves to voluntarily dismiss this appeal. The appellees do not object. Accordingly, this appeal is dismissed. *See* Fed. R. App. P. 42(b).

Entered for the Court  
ELISABETH A. SHUMAKER, Clerk



Ellen Rich Reiter  
Deputy Clerk/Jurisdictional Attorney